

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**THE KRAFT HEINZ COMPANY EMPLOYEE  
BENEFITS ADMINISTRATION BOARD,  
KRAFT HEINZ COMPANY GROUP  
BENEFITS PLAN, and KRAFT HEINZ  
COMPANY RETIREE GROUP BENEFITS  
PLAN,**

*Plaintiffs,*

v.

**AETNA LIFE INSURANCE COMPANY**

*Defendant.*

**Case No. 2:23-cv-00317-JRG**

**NOTICE OF DISMISSAL WITH PREJUDICE UNDER RULE 41(a)(1)(A)(i)**

Pursuant to Rule 41(a)(1)(A)(i), the Kraft Heinz Company Employee Benefits Administration Board, the Kraft Heinz Company Group Benefits Plan, and the Kraft Heinz Company Retiree Group Benefits Plan (collectively, “Plaintiffs”), hereby voluntarily dismiss the above-captioned action against Aetna Life Insurance Company (“Defendant”) with prejudice to refiling. The claims will be arbitrated.

Plaintiffs affirmatively represent that Defendant has not served upon Plaintiffs either an answer or motion for summary judgment. *See* Fed. R. Civ. P. 41(a)(1)(A)(i).

Dated: December 14, 2023

Respectfully submitted,

/s/ Samuel F. Baxter

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